Case 3:11-cv-05503-BHS Document 205 Filed 12/31/13 Page 1 of 5

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

EAGLE HARBOR HOLDINGS, LLC, and MEDIUSTECH, LLC,

Case No. 3:11-cv-05503-BHS

Plaintiffs,

JOINT STIPULATED MOTION TO REVISE CASE SCHEDULE

ι

FORD MOTOR COMPANY,

NOTE ON MOTION CALENDAR: December 31, 2013

Defendant.

15

16

17

18

19

20

21

22

23

24

25

26

27

14

1

2

3

4

5

6

7

8

9

10

11

12

13

The parties have conferred and agreed that the case schedule should be slightly modified in order to allow for the completion of party and third-party discovery prior to the deadline for opening expert reports. The requested modifications continue the deadlines for opening and rebuttal expert reports by 10 days and one week, respectively, and continue the deadlines for close of discovery and dispositive motions by one week only. Under the parties' stipulated schedule, the dates for motions in limine, pretrial procedures, and trial remain intact. There is good cause to modify the existing case schedule, as the parties will be able to complete certain depositions and additional discovery that was delayed by the holidays in time for inclusion in opening expert reports. This will allow those reports to be more comprehensive, rendering the remainder of the discovery period more productive and useful. The parties therefore respectfully move the Court to enter the revised deadlines set out in Exhibit 1.

JOINT STIPULATED MOTION TO REVISE CASE SCHEDULE Case No. 3:11-cv-05503-BHS

Page 1

3001307v1/012341

SUSMAN GODFREY L.L.P. 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000

Tel: (206) 516-3880; Fax: (206) 516-3883

Case 3:11-cv-05503-BHS Document 205 Filed 12/31/13 Page 2 of 5

1	Dated: December 31, 2013	sy: <u>/s/ E. Lindsay Calkins</u>
		Parker C. Folse III (WSBA No. 24895)
2		Ian B. Crosby (WSBA No. 28461)
3		Floyd G. Short (WSBA No. 21632)
4		Genevieve Vose Wallace (WSBA No. 38422) Jordan W. Connors (WSBA No. 41649)
		E. Lindsay Calkins (WSBA No. 44127)
5		SUSMAN GODFREY L.L.P.
6		1201 3rd Avenue, Suite 3800
7		Seattle, WA 98101
'		Tel: (206) 516-3861
8		Fax: (206) 516-3883
٥		Emails: pfolse@susmangodfrey.com
9		icrosby@susmangodfrey.com
0		fshort@susmangodrey.com
		gwallace@susmangodfrey.com jconnors@susmangodfrey.com
1		lcalkins@susmangodfrey.com
12		reakins@susmangouncy.com
		Counsel for Plaintiffs
13		
14		
15	Ву	: /s/ Sarah Beigbeder Petty (w/permission)
16		Duncan E. Manville, WSBA #30304
		Email: dmanville@sbwllp.com
17		SAVITT BRUCE &WILLEY LLP
		1425 Fourth Avenue Suite 800
18		Seattle, WA 98101-2272
19		Tel: (206) 746-0500 Fax: (206) 749-0600
20		2 2
		WILMER CUTLER PICKERING HALE AND DORR LLP
21		Michael J. Summersgill (pro hac vice)
22		Sarah Beigbeder Petty (pro hac vice)
		60 State Street
23		Boston, Massachusetts 02109
24		Tel.: (617) 526-6000
24		Fax: (617) 526-5000 Emails: michael.summersgill@wilmerhale.com
25		sarah.petty@wilmerhale.com
26		
		WILMER CUTLER PICKERING HALE AND
27		DORR LLP
	JOINT STIPULATED MOTION TO REVISE CASE SCHE	
	Case No. 3:11-cv-05503-BHS Page 2	1201 Third Avenue, Suite 3800
	3001307v1/012341	Seattle, WA 98101-3000 Tel: (206) 516-3880; Fax: (206) 516-3883

Case 3:11-cv-05503-BHS Document 205 Filed 12/31/13 Page 3 of 5 Todd C. Zubler (pro hac vice) 1 Grant K. Rowan (pro hac vice) 1875 Pennsylvania Avenue NW 2 Washington, D.C. 20006 Tel.: (202) 663-6636 3 Fax: (202) 663-6363 Emails: todd.zubler@wilmerhale.com 4 grant.rowan@wilmerhale.com 5 **BROOKS KUSHMAN P.C.** 6 Frank A. Angileri (pro hac vice) John S. Le Roy (pro hac vice) 7 1000 Town Center, 22nd Floor Southfield, Michigan 48075 8 Tel.: (248) 358-4400 Fax: (248) 358-3351 9 Emails: fangileri@brookskushman.com 10 jleroy@brookskushman.com 11 Counsel for Defendant 12 13 It is so ordered. 14 15 JUDGE BENJAMIN H. SETTLE 16 UNITED STATES DISTRICT JUDGE 17 18 19 20 21 22 23 24 25 26 27 SUSMAN GODFREY L.L.P. JOINT STIPULATED MOTION TO REVISE CASE SCHEDULE

JOINT STIPULATED MOTION TO REVISE CASE SCHEDULE Case No. 3:11-cv-05503-BHS Page 3 3001307v1/012341

1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000 Tel: (206) 516-3880; Fax: (206) 516-3883 Case 3:11-cv-05503-BHS Document 205 Filed 12/31/13 Page 5 of 5

Exhibit 1

Event	Current Deadline	Revised Deadline
Opening expert reports	1/10/14	1/20/14
Rebuttal expert reports	2/14/14	2/21/14
All motions related to fact discovery must be filed	2/7/14	2/14/14
Expert depositions	2/24/14 - 3/7/14	2/26/14 - 3/12/14
Close of fact and expert discovery	3/7/14	3/14/14
Dispositive Motion (and <i>Daubert</i> Motion) Deadline	3/20/14	3/27/14
	(motions noted for 4/11/14)	(motions noted for 4/18/14)
Motions in limine	5/12/14	5/12/14
	(motions noted for 5/23/14)	(motions noted for 5/23/14)
Agreed pretrial order, trial briefs, proposed voir dire, and jury instructions due	5/27/14	5/27/14
Pretrial conference	6/2/14	6/2/14
Trial Begins	6/16/14	6/16/14

EXHIBIT I Case No. 3:11-cv-05503-BHS Page I 3001307v1/012341

SUSMAN GODFREY L.L.P. 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000

Tel: (206) 516-3880; Fax: (206) 516-3883